

In the Matter of

IN THE MATTER OF THE FILING FOR  
APPROVAL OF A BOUNDARY  
CHANGE BETWEEN JAMES VALLEY  
COOPERATIVE TELEPHONE  
COMPANY AND QWEST  
CORPORATION

## Public Utilities Commission of the State of South Dakota

DATE

MEMORANDA

10/16/01 Filed and Docketed;  
10/18/01 Weekly Filing;  
11/16/01 Qwest's Revised Locality Special Rate Area Map for Redfield SO,  
8/8/02 Order Granting Amended COAs and Order Approving Boundary Change;  
8/8/02 Docket Closed.

NEXT

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DOCUMENT (S)

in this Docket

BEST IMAGE

POSSIBLE

due to original microfilm  
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# JAMES VALLEY

TELECOMMUNICATIONS

October 15, 2001

Executive Director  
SD Public Utilities Commission  
500 E. Capitol Ave.  
Pierre, SD 57501-5070

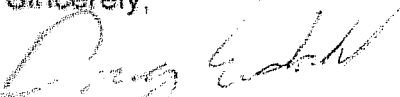
RE: Request to Change the Service Territory Boundary Between James Valley Cooperative Tel. Co's Mellette Exchange and Qwest's Redfield Exchange for Jeff Hoellein Residence

Dear Commission:

Enclosed please find a request by Jeff Hoellein to be served by James Valley Cooperative Telephone Company from its Mellette Exchange. As Mr. Hoellein explains in his enclosed letter, his house was destroyed by fire in April and he now plans to build a new home near James Valley's service area. Qwest has had difficulty serving the area where the new house will be built and accordingly has agreed to release the customer to James Valley.

Please find Qwest's letter releasing Mr. Hoellein to James Valley. Also, enclosed please find a map showing the location of the new residence and the proposed new exchange boundary including the Hoellein residence in James Valley's service territory. If you need any further information, please contact me.

Sincerely,

  
Doug Eidahl  
General Manager

CC: Colleen Sevold

RECEIVED

SOUTH DAKOTA PUBLIC  
UTILITY COMMISSION

37656 160th Street  
Ashton,  
South Dakota 57424

215 East First Avenue  
PO BOX 150  
Gordon,  
South Dakota 57445-0260

Mr. Doug Kitchin

I am currently a customer of Quest and am requesting a change to James Valley Telecommunications. I have had a lot of trouble with Quest, every time it would rain the lines would get wet and we would be with out phone service. We lost our home in a fire on April 28, 2001 and Quest agreed to stop our phone service until our new home was completed. In Aug. I asked to have our phone hooked back up and they didn't have a line available and we haven't heard from them since.

My father, who I farm with, lives one mile north of me and we have to call long distance when ever we need to talk. These are the two main reasons we would like to have our service with you, and what ever you can do to help us would be greatly appreciated.

THANK YOU,

  
Jeff Hoellein

West Corporation  
100 South Main Street  
Chester, SD 57030



September 18, 2001

James Valley Telephone  
239 East First  
Clinton, South Dakota 57445

Re: Jeff Halton 11/10/01

This will confirm our conversation regarding the above named customer, Jeff Halton. This customer currently resides in Qwest territory in Redfield, South Dakota.

Qwest understands the customer has a desire to be served by James Valley. Qwest is willing to release this customer to be served by James Valley.

If you have any questions, please call me on 605-335-4596.

Sincerely,

Colleen E. Arnold  
Manager Policy & Law

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R65W

BUCKELWEIDE



BY 1-19-80  
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T119N  
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REC 6-24

HOELLEIN  
DUANE

HOELLEIN  
BARN

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T119N  
33  
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HOELLEIN  
JEFF



T119N  
34  
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19

JAMES VALLEY PRESENT  
BOUNDARY

NEW JAMES VALLEY  
BOUNDARY

U

South Dakota Public Utilities Commission

**WEEKLY FILINGS**

For the Period of October 11, 2001 through October 17, 2001

If you need a complete copy of a filing faxed, overnight expressed, or mailed to you, please contact Delaine Kolbo within five business days of this filing. Phone: 605-773-3705 Fax: 605-773-3809

**CONSUMER COMPLAINTS**

**CT01-046 In the Matter of the Complaint filed by Bonnie G. Ceroll, Sisseton, South Dakota, against Global Crossing Telecommunications, Inc. Regarding Unauthorized Switching of Services.**

Complainant states that she received unauthorized billing on three of her telephone lines by Global Crossing. She states that Global Crossing continued to harass her, her family and her employee about Complainant's account with Global Crossing. Complainant states that although she feels that she is entitled to \$3,000.00 for the unauthorized billing, she would be willing to settle for \$1,500.00 from Global Crossing. If Complainant is required to attend a hearing on the complaint, she requests that the Commission award her travel expenses along with what she is entitled to under South Dakota law.

Staff Analyst: Mary Healy  
Staff Attorney: Karen Cremer  
Date Docketed: 10/11/01  
Intervention Deadline: N/A

**CT01-047 In the Matter of the Complaint filed by Millennialink d/b/a Dakota Internet, Sioux Falls, South Dakota, against Qwest Corporation Regarding Billing and Service Quality Issues.**

The Complainant's representative states that for the past three years his client has had numerous billing and service problems with Qwest. He states that payments that have been paid to Qwest have not been fully credited to the Millennialink account, the accounts have been billed for services that were not authorized and the accounts were wrongfully assessed late fees and interest charges. Complainant's representative also states that because of Qwest's poor service and outages, Millennialink has lost thousands of dollars in lost customers, business and staff time. He also states that Millennialink has received little or no credit on their bill for the damages associated with the outages. The representative states that Qwest has also engaged in unfair trade practices when both companies were competitive in the DSL business. He states that Qwest representatives routinely advised Millennialink customers that DSL was not available through Millennialink and was available through Qwest. Complainant's representative requests that the Commission require Qwest to provide Millennialink with a full and complete account of all Millennialink accounts for the past 36 months; prohibit Qwest from further collection efforts until this matter is resolved; award monetary damages to Millennialink due to service outages caused by Qwest; award monetary damages to Millennialink due to unfair trade practices related to DSL marketing; award Millennialink its costs and disbursements related to these matter including reasonable attorney fees; and any other relief the Commission deems just and equitable.

Staff Analyst: Mary Healy  
Staff Attorney: Karen Cremer  
Date Docketed: 10/12/01  
Intervention Deadline: N/A

**TC01-161      In the Matter of the Filing for Approval of Amendments to an  
Interconnection Agreement between Qwest Corporation and Black Hills  
FiberCom, Inc.**

On October 17, 2001, a filing for approval of Amendments to an Interconnection Agreement between Qwest Corporation (Qwest) and Black Hills FiberCom, Inc. (FiberCom) was received by the Commission. According to the parties the Agreement is a negotiated agreement between Qwest and FiberCom which was approved by the Commission effective January 6, 1999, in Docket TC98-205. The EEL Amendment is made in order to add the terms and conditions and rates for Enhanced Extended Loop to the Agreement, as set forth in Attachment 1 and Exhibits A, B and C, attached to the Amendment. The ISP Amendment is made in order to add to the Agreement the terms and conditions contained in Attachments 1 and 2, attached to the Amendment. Any party wishing to comment on the Agreement may do so by filing written comments with the Commission and the parties to the Agreement no later than November 6, 2001. Parties to the Agreement may file written responses to the comments no later than twenty days after the service of the initial comments.

Staff Attorney: Kelly Frazier  
Date Docketed: 10/17/01  
Initial Comments Due: 11/06/01

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You may subscribe or unsubscribe to the PUC mailing lists at <http://www.state.sd.us/puc/>

# JAMES VALLEY

TELECOMMUNICATIONS

RECEIVED

January 23, 2002

JAN 23 2002

Ms. Michelle M. Farris, P.E.  
SD Public Utilities Commission  
500 E. Capitol Ave.  
Pierre, SD 57501-5070

SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

RE: Request to Change the Service Territory Boundary Between James Valley Cooperative Tel. Co's Mellette Exchange and Qwest's Redfield Exchange for Jeff and Duane Hoellein Residences

Dear Ms. Farris:

Below please find responses to the three questions you had in your letter of December 18, 2001:

1. Enclosed is a letter from Jeff and Duane Hoellein stating they wish to be served by James Valley.
2. Enclosed please find a full legal description for the land involved in the request.
3. We have compared our maps with Qwest and discussed the differences with Qwest. The enclosed map and legal description now reconciles any differences in maps or descriptions that may have previously existed.

Qwest and JVT have agreed to this change and all issues now appear to be in order for Commission approval. JVT hereby requests an amended Certificate of Authority pursuant to SDCL 49-31-69, consistent with the revised map herein, and requests a waiver of subparagraphs 1-7, 9-21 and 23 or ARSD 20:10:32:03. If you need any further information, please contact me.

Sincerely,

  
Doug Eidahl  
General Manager

CC: Colleen Sevoid

January 14, 2002

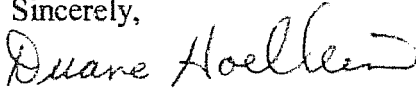
Executive Director  
SD Public Utilities Commission  
500 E. Capitol Ave.  
Pierre, SD 57501-5070

Dear Commission:

We have had phone conversations with James Valley Telecommunications (JVT) about the new boundary description provided to the PUC by Qwest and JVT. Duane Hoellein has never had telephone service from the Qwest Redfield exchange. Duane became a customer of JVT when the Mellette exchange was bought by JVT in 1996 from US West. If the PUC maps do not show him to be in the Mellette exchange and to be served by JVT, he wishes to be served by JVT. Jeff Hoellein also wishes to be served by JVT for his new house.

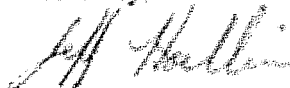
We both agree to the new boundary changes being made by JVT and Qwest, that being sections 33 and 34 of township 119N, Range 65W, to be added to JVT's Mellette exchange and deleted from Qwest's Redfield exchange maps.

Sincerely,



Duane Hoellein

Sincerely,

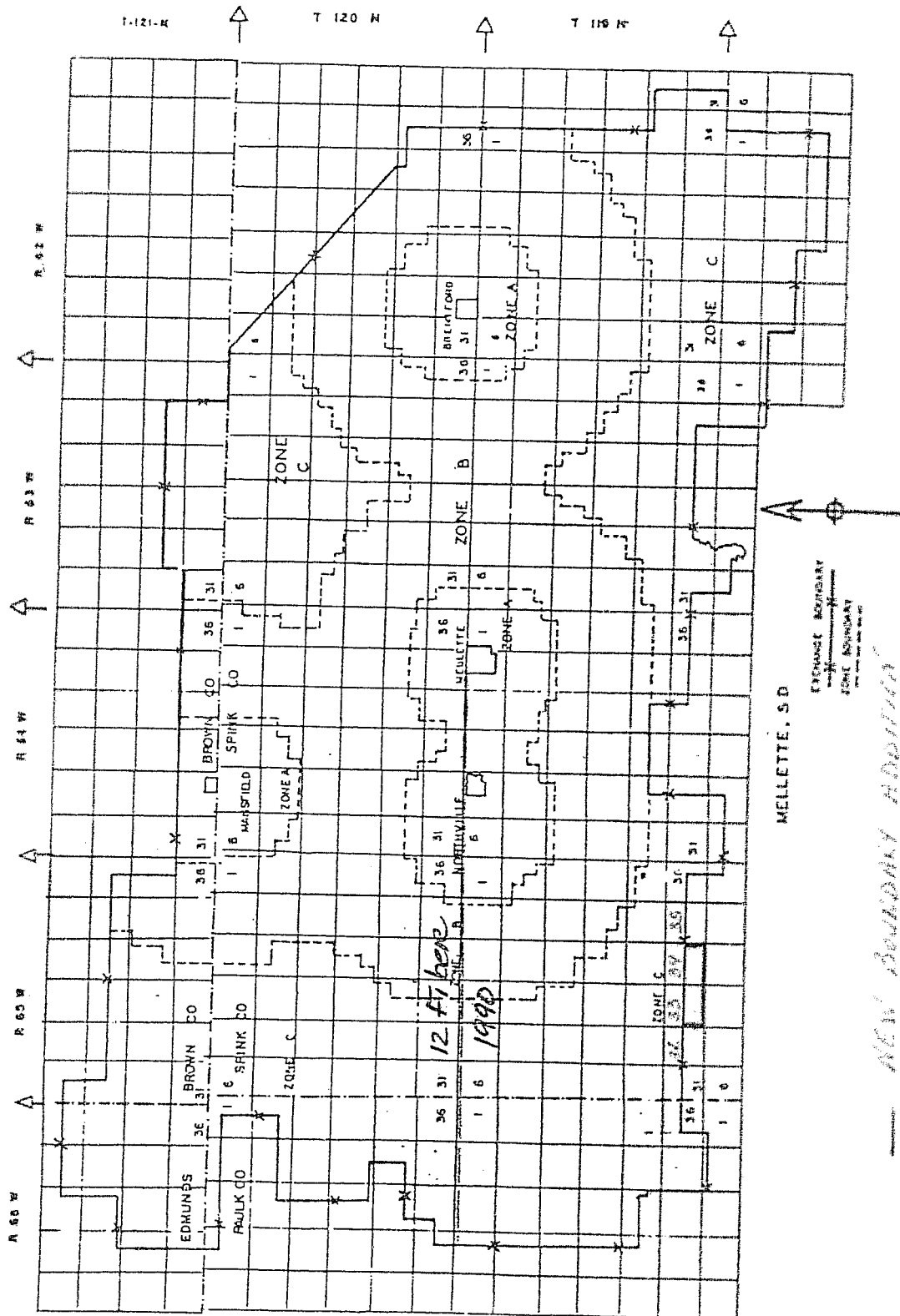


Jeff Hoellein

# JAMES VALLEY TELECOMMUNICATIONS

New boundary filing 1-10-2002

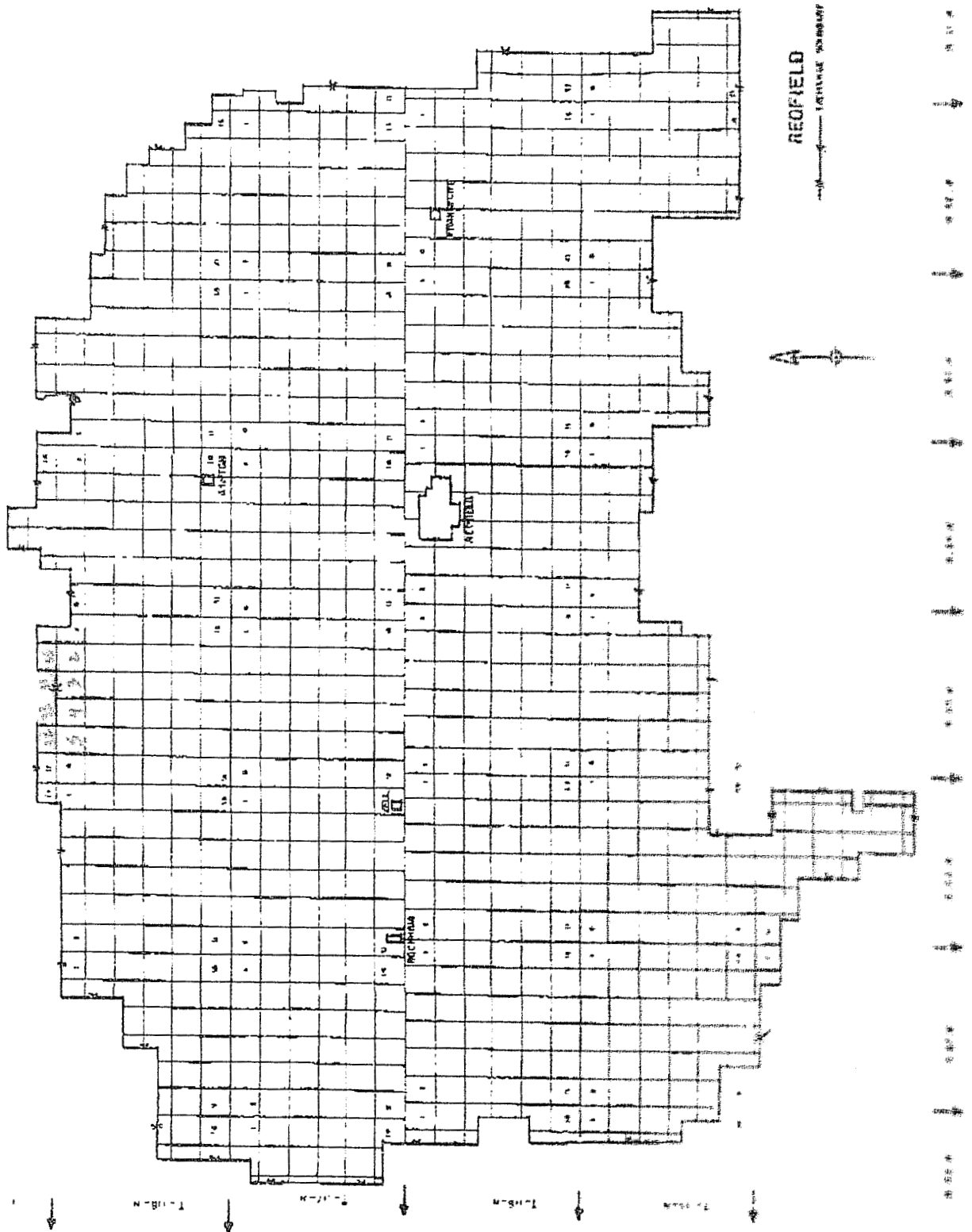
MELLETTTE EXCHANGE



QWEST CORPORATION

LOCALITY  
SPECIAL RATE  
AREA MAP

REDFIELD, SOUTH DAKOTA  
FIFTH REVISED SHEET  
CANCELS SHEET ISSUED 9-8-91



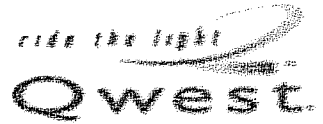
ISSUED

November 13, 2001

EFFECTIVE

Qwest Corporation  
125 South Dakota Avenue  
Sioux Falls, SD 57194

1001-160



SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

November 14, 2001

RECEIVED

NOV 15 2001

Ms. Debra Elofson, Executive Director  
Public Utilities Commission  
State Capitol Building  
Pierre, South Dakota 57501

SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

Dear Ms. Elofson:

Qwest Corporation has attached for filing with the Commission a revised Locality Special Rate Area Map for Redfield, South Dakota. The purpose of this revision is to change the boundary to accommodate a customer wishing to be released to James Valley Telephone.

In addition, Qwest requests an amended Certificate of Authority pursuant to SDCL 49-31-69, consistent with the revised map and a waiver of subparagraphs 1-7, 9-21 and 23 of ARSD 20:10:32:03.

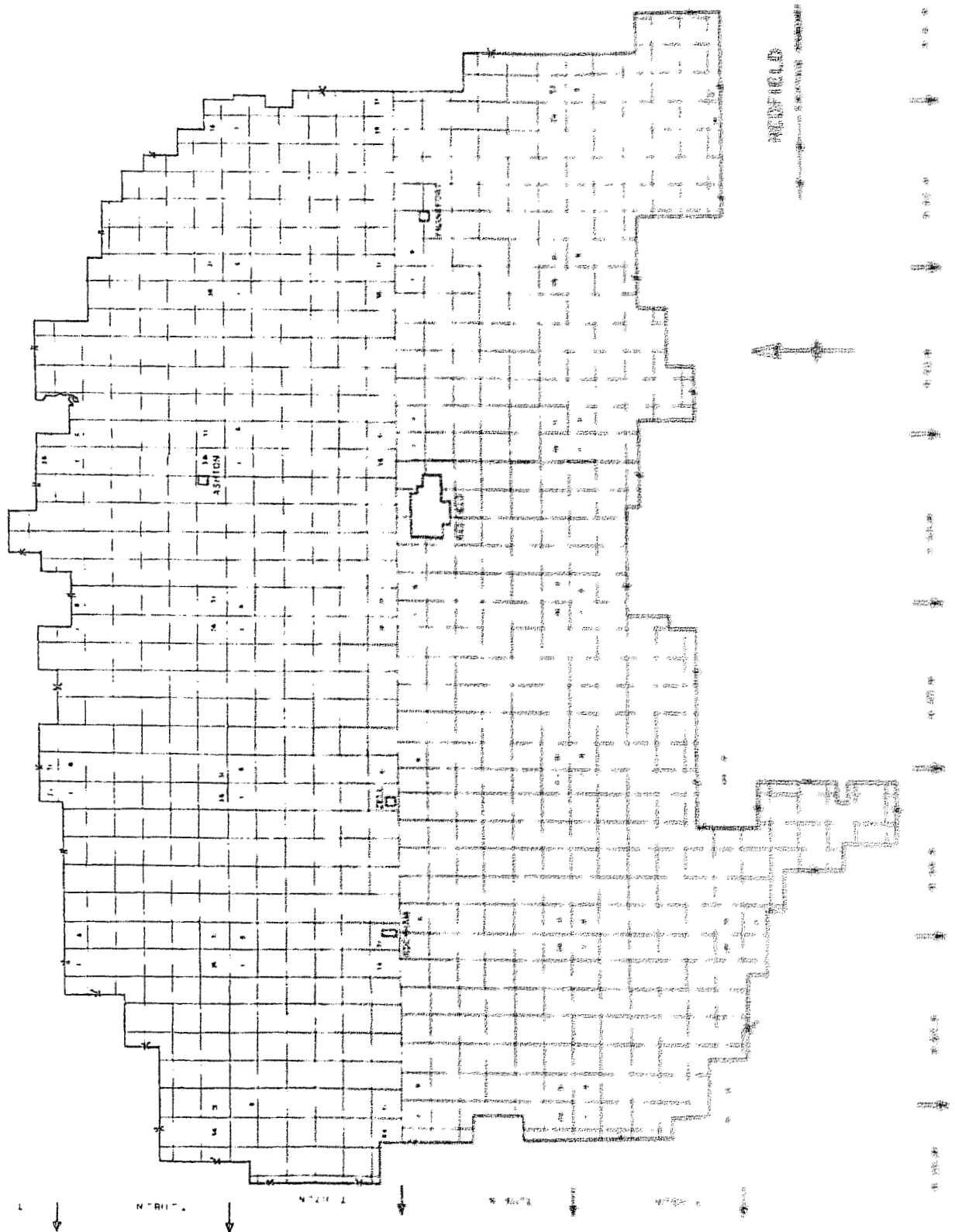
If you have any questions, please call me on 605-335-4596.

Sincerely,

Colleen E. Sevold  
Manager-Policy & Law

CC: Michele Farris  
Tom Welk

REDFIELD, SOUTH DAKOTA  
FIFTH NEW YORK CHIEF  
CANCELS SHEET 18-00000-0-000



## EFFECTIVE

TC01-160

**JAMES  
VALLEY**  
TELECOMMUNICATIONS

RECEIVED

DEC 19 2001

December 13, 2001

SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

Ms. Debra Elofson, Executive Director  
SD Public Utilities Commission  
500 E. Capitol Ave.  
Pierre, SD 57501-5070

RE: Request to Change the Service Territory Boundary Between James Valley Cooperative Tel. Co's Mellette Exchange and Qwest's Redfield Exchange for Jeff and Duane Hoellein Residence

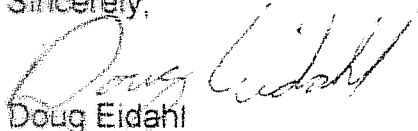
Dear Ms. Elofson:

Enclosed please find an amend request in the above matter to change the separate residences of Jeff and Duane Hoellein to be served by James Valley Cooperative Telephone Company from its Mellette Exchange. This letter matches the same request the commission received from Qwest dated November 14, 2001. Qwest and JVT have agreed to this change.

Also, enclosed please find a map showing the location of the above two customers and the proposed new exchange boundary including the Hoellein residences in James Valley's service territory.

JVT hereby requests an amended Certificate of Authority pursuant to SDCL 49-31-69, consistent with the revised map herein, and requests a waiver of subparagraphs 1-7, 9-21 and 23 or ARSD 20:10:32-03. If you need any further information, please contact me.

Sincerely,



Doug Eidahl  
General Manager

CC: Colleen Sevold

2000

1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26

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**THE**

SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION



November 14, 2001

RECEIVED

NOV 16 2001

Ms. Debra Elofson, Executive Director  
Public Utilities Commission  
State Capitol Building  
Pierre, South Dakota 57501

SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

Dear Ms. Elofson:

Qwest Corporation has attached for filing with the Commission a revised Locality Special Rate Area Map for Redfield, South Dakota. The purpose of this revision is to change the boundary to accommodate a customer wishing to be released to James Valley Telephone.

In addition, Qwest requests an amended Certificate of Authority pursuant to SDCL 49-31-69, consistent with the revised map and a waiver of subparagraphs 1-7, 9-21 and 23 of ARSD 20:10:32:03.

If you have any questions, please call me on 605-335-4596.

Sincerely,

Colleen E. Sevold  
Manager-Policy & Law

CC: Michele Farris  
Tom Welk

Post-it® Fax Note 7671

To: <i>Debra E. Elofson</i>		From: <i>Colleen E. Sevold</i>	
Co/Dept: <i>Public Utilities</i>		Fax: <i>605-335-4596</i>	
Phone #		Fax #	
Fax #		Fax #	

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE FILING FOR	)	ORDER GRANTING
APPROVAL OF A BOUNDARY CHANGE	)	AMENDED CERTIFICATES
BETWEEN JAMES VALLEY COOPERATIVE	)	OF AUTHORITY AND
TELEPHONE COMPANY AND QWEST	)	ORDER APPROVING
CORPORATION	)	BOUNDARY CHANGE
	)	TC01-160

On October 16, 2001, the Public Utilities Commission (Commission) received a joint request from James Valley Cooperative Telephone Company (James Valley) and Qwest Corporation (Qwest) for approval of a proposed boundary change. As requested by the customer, Jeff Hoellein, Qwest has agreed to release the customer to James Valley. The customer resides in the Redfield Exchange of Qwest's territory. The customer would like to be served by James Valley Cooperative Telephone Company from its Mellette Exchange. Following data requests from Commission Staff, James Valley and Qwest submitted requests for Amended Certificates of Authority pursuant to SDCL 49-31-69. James Valley and Qwest also requested a waiver of subparagraphs 1 through 7, 9 through 21, and 23 of ARSD 20:10:32-03, as the Commission already has the information needed on file.

The boundary change involves Sections 33 and 34, Township 119 North, Range 65 West, which will be added to James Valley's Mellette Exchange and deleted from Qwest's Redfield Exchange.

On February 5, 2002, at its regularly scheduled meeting, the Commission considered the parties' request for approval of the joint request for a boundary change, the requests for Amended Certificates of Authority, and waiver of subparagraphs 1 through 7, 9 through 21, and 23 of ARSD 20:10:32-03.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-3 and 49-31-69 and ARSD 20:10:32-03. The Commission finds that James Valley and Qwest have met the legal requirements established for the granting of amended certificates of authority. James Valley and Qwest have, in accordance with SDCL 49-31-3 and 49-31-71, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. Further, the Commission finds that there is good cause to waive subparagraphs 1 through 7, 9 through 21, and 23 of ARSD 20:10:32-03. Further, the Commission finds that pursuant to SDCL 49-31-69, the Amended Certificates of Authority shall be granted, that the proposed boundary territory change between James Valley and Qwest is in the public interest and the request shall be granted, and subparagraphs 1 through 7, 9 through 21, and 23 of ARSD 20:10:32-03 shall be waived. As the Commission's final decision in this matter, it is therefore